

1 McGREGOR W. SCOTT
United States Attorney
2 WILLIAM S. WONG
Assistant U.S. Attorney
3 501 "I" Street, Suite 10-100
Sacramento, California 95814
4 Telephone: (916) 554-2790
5
6
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)
) CR S-04-481 GEB
12 Plaintiff,)
) STIPULATION AND ORDER RESETTNG
13 v.) STATUS CONFERENCE, AND EXCLUDING
) TIME UNDER THE SPEEDY TRIAL ACT
14 RAHMAN ABUL SHADEBADI,)
)
15 Defendant.)
16 _____)

17 The United States of America, through its counsels of record,
18 McGregor W. Scott, United States Attorney for the Eastern District
19 of California, and William S. Wong, Assistant United States
20 Attorney, and defendant Rahman Abul Shadebadi, through his counsel
21 of record, Peter Kmeto, Esq., hereby stipulate and agree to the
22 following revised schedule:

- 23 1. Further status conference and/or entry of plea February
24 10, 2006, at 9:00 a.m; and
25 2. The previously scheduled dates for hearing on motions
shall be vacated.

26 Counsel for the defendant is currently in a jury trial in
27 United States v. Greer, et al., CR-S-03-042 FCD. The jury trial in
28 that matter started approximately a week ago and is scheduled to

1 last through February 2006. The parties need further time to
2 resolve and complete investigation that may impact the sentence in
3 this case and, therefore, need additional time for further
4 investigation. Accordingly, the parties stipulate that time be
5 excluded for the pendency of the previously filed motion pursuant to
6 18 U.S.C. § 3161(h)(1)(F) and Local Code E - delay resulting from
7 any pending pretrial motion, and 18 U.S.C. § 3161(h)(8)(B)(iv) and
8 Local Code T4 - additional time to conduct further investigation
9 regarding issues that may impact sentence and due to the
10 unavailability of defense counsel.

11 IT IS SO STIPULATED.

12 McGREGOR W. SCOTT
13 United States Attorney

14 Dated: January 10, 2006

By: /s/ William S. Wong
15 WILLIAM S. WONG
Assistant U.S. Attorney
Attorneys for Plaintiff

16 DATED: January 10, 2006

By: /S/ Peter Kmeto
17 PETER KMETO
Attorney for Defendant
18 RAHMAN ABUL SHADEBADI

19 **ORDER**

20 UPON GOOD CAUSE SHOWN and by stipulation of all parties, it is
21 hereby ordered that the hearing on the motion be continued as set
22 forth above and that this matter be set for further status
23 conference and/or entry of plea as set forth above.

24 The Court finds excludable time as set forth above to and

25 /

26 /

27 /

28 /

1 including February 10, 2006.

2 **IT IS SO ORDERED.**

3 Dated: January 12, 2006

4 /s/ Garland E. Burrell, Jr.
5 GARLAND E. BURRELL, JR.
6 United States District Judge
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28